KEVIN G. HORBATIUK (KGH-4977)
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Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO., INC.
26 Broadway - 28th Floor
New York, New York 10004
(212) 482-0001

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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IN RE COMBINED WORLD TRADE CENTER AND LOWER MANHATTAN DISASTER SITE LITIGATION

____X

MARIAN RODRIGUEZ,

21 MC 102 (AKH)

DOCKET NO.: 08 CV 2702

Plaintiff,

-against-

100 CHURCH, LLC, 80 LAFAYETTE ASSOCIATES, LLC., AMBIENT GROUP, INC., **B.R. FRIES & ASSOCIATES, INC., BLUE** MILLENNIUM REALTY LLC., CENTURY 21 INC., CUNNINGHAM DUCT CLEANING CO. INC., GPS ENVIRONMENTAL CONSULTANTS, INC., GRUBB & ELLIS MANAGEMENT SERVICES HILLMAN ENVIRONMENTAL GROUP, LLC., INDOOR ENVIRONMENTAL TECHNOLOGY, INC., LAW ENGINEERING, P.C., MAYORE ESTATES LLC., MAYORE ESTATES LLC., and 80 LAFAYETTE ASSOCIATION, LLC as TENANTS IN COMMON, MERRILL LYNCH & CO., INC., ROYAL AND SUNALLIANCE INSURANCE GROUP, PLC., STONER AND COMPANY, INC., TRC ENGINEERS, INC., AND ZAR REALTY MANAGEMENT,

NOTICE OF ADOPTION OF ANSWER TO MASTER COMPLAINT

Defendants.

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PLEASE TAKE NOTICE, that defendant CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO,

Filed 05/05/2008

KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of In Re World Trade Center Lower Manhattan Disaster Site Litigation, 21 MC 102 (AKH).

WHEREFORE, the defendant, CUNNINGHAM demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York

May 5, 2008

Kevin G. Horbatiuk

Kevin G. Horbatiuk (KGH4977) Matthew P. Mazzola (MM7427)

Attorneys for Defendant

CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC.

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RKT File No. 824,078

TO: CHRISTOPHER R. LaPOLA, ESQ., WORBY GRONER EDELMAN & NAPOLI BERN, LLP

Attorney for Plaintiff

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CERTIFICATION OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 5th day of May, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiff
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KEVIN G. HORBATIUK